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Attorneys for Defendants  
Nationstar Mortgage LLC d/b/a Mr. Cooper  
and U.S. Bank National Association, as  
Trustee for WOV ML Pass-Through Trust I

**UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF CALIFORNIA**

STEVE F. TIBBETTS and  
TAMBERLYN TIBBETTS,  
  
Plaintiffs,

vs.

KELLER MORTGAGE, LLC dba  
KELLER MORTGAGE, NATIONSTAR  
MORTGAGE LLC, and NATIONSTAR  
MORTGAGE LLC, dba MR. COOPER,  
U.S. BANK NATIONAL  
ASSOCIATION and DOES 1-20,  
inclusive,  
  
Defendants.

Case No.: 2:23-cv-00596-JAM-CKD

**NATIONSTAR MORTGAGE LLC  
d/b/a MR. COOPER'S NOTICE OF  
NON-RECEIPT OF OPPOSITION  
AND REPLY IN SUPPORT OF ITS  
MOTION FOR PROTECTIVE  
ORDER**

Complaint Filed: January 18, 2023  
Second Amended: June 27, 2023  
Third Amended: November 1, 2023  
Trial Date: July 7, 2025

Hearing Date: January 8, 2025  
Time: 10:00 am  
Judge: Carolyn K. Delaney  
Courtroom: 24

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**TO THE COURT, ALL PARTIES, AND ATTORNEYS OF RECORD:**

**PLEASE TAKE NOTICE** that the hearing on Defendant Nationstar Mortgage LLC d/b/a Mr. Cooper's ("Nationstar"), motion for protective order and motion to prevent the December 4, 2024 deposition of a single Nationstar employee is scheduled for January 8, 2025 at 10:00 AM in Courtroom 24. Nationstar filed the motion on November 25, 2024. Doc. No. 61.

Pursuant to L.R. 230(c), Plaintiffs were required to serve and file any opposition to Nationstar's motion on or before December 9, 2024. They did not. This failure to oppose suggests Plaintiffs consent to the motion and/or have no basis to challenge the motion. L.R. 230(c) ("No party will be entitled to be heard in opposition to a motion at oral arguments if opposition to the motion has not been timely filed by that party. A failure to file a timely opposition may also be construed by the Court as a non-opposition to the motion.") (internal citation omitted).

Accordingly, Plaintiffs' failure to serve and file a timely opposition should be considered an abandonment of their claims for the deposition and Nationstar requests the Court grant its motion for protective order and motion prohibiting the deposition of Nationstar's employee, Jeremy Kasza.

Dated: December 10, 2024

TROUTMAN PEPPER  
HAMILTON SANDERS LLP

By: /s/ Holly E. Cheong  
Justin D. Balser  
Holly E. Cheong

Attorneys for Defendants  
Nationstar Mortgage LLC d/b/a Mr.  
Cooper and U.S. Bank National  
Association, as Trustee for WOV ML  
Pass-Through Trust I

**CERTIFICATE OF SERVICE**

I hereby certify that on December 10, 2024, a copy of the foregoing **NATIONSTAR MORTGAGE LLC d/b/a MR. COOPER'S NOTICE OF NON-RECEIPT OF OPPOSITION AND REPLY IN SUPPORT OF ITS MOTION FOR PROTECTIVE ORDER** was filed electronically. Notice of this filing will be sent by e-mail to all parties by operation of the court's electronic filing system or by mail to anyone unable to accept electronic filing as indicated on the Notice of Electronic Filing. Parties may access this filing through the court's CM/ECF system.

/s/ Holly E. Cheong

Holly E. Cheong